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JAN 03 2006

**FACSIMILE COVER SHEET**

January 3, 2006

TO: Mail Stop Missing Requirements  
Serial No.: 10/518,317

TELEFAX: Fax # (571) 273-8300

COMPANY/FIRM: United States Patent and Trademark Office

FROM: Tina Manor for Bruce S. Londa

ATTORNEY DOCKET NO.: 101195-90

**MESSAGE:**

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Response to Notice to File Missing Parts (3 pages)  
Copy of Notice to File Missing Requirements (2 pages)  
Combination Declaration and Power of Attorney (7 pages)

By



Tina Manor

Date January 3, 2006

We are transmitting 13 pages, including cover page. If the transmission is not complete, please call (212) 808-0700 and ask for Tina Manor at Ext. 687.

This is the only form of delivery for this document:

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

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P.O. Box 1018

Somerville, NJ 08876-1018

Telephone: (908) 722-0700 Facsimile: (908) 722-0755

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
101195-90

In Re Application Of: Axel MEYE

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/518,317	December 14, 2004	TBA	27387	TBA	6735

Invention: Method for Detecting Increased Susceptibility to Tumors

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**Mail Stop Missing Parts**

**COMMISSIONER FOR PATENTS:**

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
August 4, 2005  
Date

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- \_\_\_\_\_ verified small entity declaration(s)
  - is/are attached.
  - was/were filed on \_\_\_\_\_
- A separate request for refund.
- Other (list):  
\_\_\_\_\_

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
101195-90

In Re Application Of:

Axel MEYE

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/518,317	December 14, 2004	TBA	27387	TBA	6735

Invention: Method for Detecting Increased Susceptibility to Tumors

**TO THE COMMISSIONER FOR PATENTS:**

**Mail Stop Missing Parts**

Completion of application fees as calculated below:

<input type="checkbox"/> Utility application basic fee	_____
<input type="checkbox"/> Design application basic fee	_____
<input type="checkbox"/> Search Fee	\$0.00
<input type="checkbox"/> Examination Fee	\$0.00
<input type="checkbox"/> Total number of independent claims =	_____
<input type="checkbox"/> Total number of claims =	_____
<input type="checkbox"/> Multiple dependent claims	_____
<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath	\$65.00
<input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor	_____
<input type="checkbox"/> Fee for processing an application filed with a non-English language specification	_____
<input type="checkbox"/> Fee for processing and retention of application	_____

Total completion of application fees \$65.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month       Two months       Three months       Four months       Five months

from:	October 4, 2005	until:	January 4, 2005
01/03/2005 6FREY1	00000146 141263 Date 03/07		Date
01/03/2005 6FREY1	65.00 DA		Total time extension fees \$510.00
02/03/2005 6FREY1	510.00 DA		Total fees due \$575.00

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
101195-90

In Re Application Of: Axel MEYE

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/518,317	December 14, 2004	TBA	27387	TBA	6735

Invention: Method for Detecting Increased Susceptibility to Tumors

**TO THE COMMISSIONER FOR PATENTS:**

Mail Stop Missing Parts

The fee of \$575.00 is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 14-1263
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 14-1263
- Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**



Signature

Dated: 1-3-06

Bruce S. Londa  
Reg. No. 33,531  
Norris McLaughlin & Marcus, P.A.  
875 Third Avenue, 18th Floor  
New York, NY 10022

cc:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(e)]

1-3-06

Tina Manor

Signature of Person Mailing Correspondence

TINA MANOR

Typed or Printed Name of Person Mailing Correspondence

Best Available Copy


**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT		ATTY. DOCKET NO.
10/518,317	Axel Meye		101215-174 BSL
INTERNATIONAL APPLICATION NO.			
PCT/EP03/06306			
IA. FILING DATE		PRIORITY DATE	
06/16/2003		06/18/2002	
<b>CONFIRMATION NO. 6735</b>			
<b>371 FORMALITIES LETTER</b>			
 *OC000000016684262*			

Date Mailed: 08/04/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/14/2004
- English Translation of the IA filed on 12/14/2004
- Copy of the International Search Report filed on 12/14/2004
- Preliminary Amendments filed on 12/14/2004
- Information Disclosure Statements filed on 04/06/2005
- Small Entity Statement filed on 12/14/2004
- U.S. Basic National Fees filed on 12/14/2004
- Priority Documents filed on 12/14/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

Page 2 of 2

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

WINSTON M ALVARADO

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Telephone: (703) 308-9140 EXT 206

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/518,317	PCT/EP03/06306	101215-174

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FORM PCT/DO/EO/905 (371 Formalities Notice)